

**United States Environmental Protection Agency
Criminal Investigation Division
Investigative Activity Report**

Case Number

0500-0614

Case Title:

Village of Crestwood, IL

Reporting Office:

Chicago, IL, Area Office

Subject of Report:

Interview of (b) (6), (b) (7)(C) on June 25, 2009

Activity Date:

June 25, 2009

Copies to:

Related Files:

Reporting Official and Date:

(b) (6), (b) (7)(C), SA
01-JUL-2009, Signed by: (b) (6), (b) (7)(C), SA

Approving Official and Date:

(b) (6), (b) (7)(C), SAC
08-JUL-2009, Approved by: (b) (6), (b) (7), SAC

SYNOPSIS

06/25/2009 - On June 25, 2009, (b) (6), (b) (7)(C) was interviewed. (b) (6), (b) (7) provided details regarding LMO forms that were prepared by Burke Engineering on behalf of the Village of Crestwood, IL.

DETAILS

On June 25, 2009, (b) (6), (b) (7)(C) (b) (6), (b) (7)(C) was interviewed by this reporting agent (RA), Special Agent (b) (6), (b) (7)(C), of the U.S. Environmental Protection Agency Criminal Investigation Division. This interview was conducted during the execution of a federal search warrant at Burke Engineering (Burke) in Orland Park, IL, in the office of (b) (6), (b) (7)(C).

RA displayed EPA-CID credentials to (b) (6), (b) (7)(C). RA again advised (b) (6), (b) (7) that agents from the EPA were at (b) (6), (b) (7) business to execute a search warrant, and to collect records relating to work completed by Burke for the Village of Crestwood, IL. These documents would focus on Crestwood's use of a drinking water well. (b) (6), (b) (7) indicated that (b) (6), (b) (7) understood, and that (b) (6), (b) (7) and (b) (6), (b) (7) company would continue to cooperate fully with investigators. (b) (6), (b) (7) indicated that (b) (6), (b) (7) had been in contact with (b) (6), (b) (7) and (b) (6), (b) (7) regarding the search warrant.

In summary and not verbatim unless otherwise noted, (b) (6), (b) (7) provided the following information:

(b) (6), (b) (7) stated that Burke moved to its current office location in approximately 2005. Municipal jobs at Burke account for only approximately ten percent of their work. The other ninety percent comes from private jobs, such as home developments. It is in the private sector that (b) (6), (b) (7) focused (b) (6), (b) (7) efforts for Burke.

(b) (6), (b) (7) indicated that (b) (6), (b) (7) may have seen an LMO report in the past, but

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has never actually filled one out. (b) (6), (b) (7)(C) indicated that it is really an inventory of water, in millions of gallons, which is completed to show water loss. The form would require data from Lake Michigan and well water use. At Burke, several engineers dealt with municipal accounts, mainly under the direction of (b) (6), (b) (7)(C) (b) (6), (b) (7)(C) and (b) (6), (b) (7)(C).

(b) (6), (b) (7) indicated that (b) (6), (b) (7)(C) was not a licensed professional engineer. (b) (6), (b) (7) stated that (b) (6), (b) (7)(C) role in preparing the forms was to help the Village of Crestwood. (b) (6), (b) (7) stated that (b) (6), (b) (7) also assisted in filling out LMOs for Crestwood. From 1998 through 2006, (b) (6), (b) (7)(C) was also involved in filling out LMOs for Crestwood, under the direction of (b) (6), (b) (7)(C).

(b) (6), (b) (7) stated that Burke recently received a letter from Crestwood's attorney advising them to preserve records relating to Crestwood. (b) (6), (b) (7) indicated that (b) (6), (b) (7)(C), and gathered the records relating to Crestwood. (b) (6), (b) (7) admitted that (b) (6), (b) (7) had briefly looked at the LMO documentation, and was wondering what the possible implications could be to their business as a result of the LMO forms.

(b) (6), (b) (7) indicated that with respect to filling out the LMO forms, (b) (6), (b) (7) was under direction of former Crestwood Mayor (b) (6), (b) (7)(C) to "make things work." This meant that (b) (6), (b) (7)(C) would change numbers to get the village within the allowable leakage limits for their drinking water system. (b) (6), (b) (7) stated that (b) (6), (b) (7)(C) never knew of any contamination in the Crestwood well. (b) (6), (b) (7) opined that the village was using the extra water from the well to cover up the leakage problem, and hold off any major improvements to their drinking water system.

(b) (6), (b) (7) again stated that (b) (6), (b) (7)(C) was just trying to get the leakage numbers from the village to a percentage within the guidelines. (b) (6), (b) (7) stated that (b) (6), (b) (7)(C) directed (b) (6), (b) (7)(C) to change the data in order to reduce or totally save costs of infrastructure improvements. (b) (6), (b) (7) stated that (b) (6), (b) (7)(C) micro managed every aspect of village business, and that (b) (6), (b) (7)(C) was (b) (6), (b) (7) "right hand man." (b) (6), (b) (7) said that (b) (6), (b) (7) went along with this plan, but that there was no real financial incentive for (b) (6), (b) (7) to have done so.

(b) (6), (b) (7) indicated that other staff from Burke also prepared the LMO forms at (b) (6), (b) (7)(C) direction. (b) (6), (b) (7) indicated that the other staff people were "young guys that did the work, but would understand what they

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were doing." (b) (6), (b) (7) again stated that no one at Burke knew about contamination in the well. (b) (6), (b) (7) stated that (b) (6) knows that Burke was involved in changing well use numbers.

Following this interview, it was determined that RA would travel to Arkansas to speak with (b) (6), (b) (7)(C), and (b) (6), (b) (7)((b) (6), (b) (7)(C)). (b) (6), (b) (7) agreed that (b) (6) family would cooperate in any possible manner. (b) (6), (b) (7) indicated that their address in Arkansas is (b) (6), (b) (7)(C), Lawrenceville, AR. (b) (6), (b) (7)(C) telephone number in Arkansas is (b) (6), (b) (7)(C) - (b) (6), (b) (7)(C). (b) (6), (b) (7)(C) cellular telephone number is (b) (6), (b) (7)(C). RA advised (b) (6), (b) (7) that (b) (6) would contact (b) (6) in the morning to provide (b) (6) with an approximately time of arrival for an interview on June 29, 2009. (b) (6), (b) (7) agreed.

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